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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

STIG STRONG,  
  
Plaintiff,  
  
v.  
  
STATE OF NEVADA et al.,  
  
Defendants.

2:17-cv-02860-APG-PAL  
  
**ORDER**

**I. DISCUSSION**

On December 4, 2017, the Court issued a screening order dismissing some claims with leave to amend, dismissing other claims without leave to amend, and permitting one claim to proceed. (ECF No. 3 at 9). The Court granted Plaintiff 30 days from the date of that order to file an amended complaint curing the deficiencies of the complaint. (*Id.* at 10). The Court specifically stated that if Plaintiff chose not to file an amended complaint, the action would proceed against Defendants Sergeant Fry and Doe deputies (when Plaintiff learns their identities) for excessive force only. (*Id.*). Plaintiff has not filed an amended complaint. Pursuant to the screening order, this action shall proceed against Defendants Sergeant Fry and Doe deputies (when Plaintiff learns their identities) for excessive force only.

Additionally, Plaintiff’s application to proceed *in forma pauperis* is before the Court. (ECF No. 1). Based on the information regarding Plaintiff’s financial status, the Court finds that Plaintiff is not able to pay an initial installment payment toward the full filing fee pursuant to 28 U.S.C. § 1915. Plaintiff will, however, be required to make monthly payments toward the full \$350.00 filing fee when he has funds available.

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1     **II.     CONCLUSION**

2             For the foregoing reasons, IT IS ORDERED that Plaintiff's application to proceed *in*  
3 *forma pauperis* (ECF No. 1) without having to prepay the full filing fee is **GRANTED**. Plaintiff  
4 shall **not** be required to pay an initial installment fee. Nevertheless, the full filing fee shall still  
5 be due, pursuant to 28 U.S.C. § 1915, as amended by the Prisoner Litigation Reform Act. The  
6 movant herein is permitted to maintain this action to conclusion without the necessity of  
7 prepayment of fees or costs or the giving of security therefor. This order granting *in forma*  
8 *pauperis* status shall not extend to the issuance and/or service of subpoenas at government  
9 expense.

10            IT IS FURTHER ORDERED that, pursuant to 28 U.S.C. § 1915, as amended by the  
11 Prisoner Litigation Reform Act, the Nevada Department of Corrections shall pay to the Clerk  
12 of the United States District Court, District of Nevada, 20% of the preceding month's deposits  
13 to the account of **Stig Strong, #1180512** (in months that the account exceeds \$10.00) until  
14 the full \$350 filing fee has been paid for this action. The Clerk shall send a copy of this order  
15 to the attention of Chief of Inmate Services for the Nevada Department of Prisons, P.O. Box  
16 7011, Carson City, NV 89702.

17            IT IS FURTHER ORDERED that, even if this action is dismissed, or is otherwise  
18 unsuccessful, the full filing fee shall still be due, pursuant to 28 U.S.C. §1915, as amended by  
19 the Prisoner Litigation Reform Act.

20            IT IS FURTHER ORDERED that, pursuant to the Court's screening order (ECF No. 3),  
21 this action shall proceed against Defendants Sergeant Fry and Doe deputies (when Plaintiff  
22 learns their identities) for excessive force only.

23            IT IS FURTHER ORDERED that the Clerk of Court **SHALL ISSUE** a summons for  
24 Defendant Sergeant Fry, **AND DELIVER THE SAME**, to the U.S. Marshal for service. The  
25 Clerk **SHALL SEND** to Plaintiff **one (1)** USM-285 forms. The Clerk also **SHALL SEND** a copy  
26 of the complaint (ECF No. 4) and a copy of this order to the U.S. Marshal for service on  
27 Defendant(s). Plaintiff shall have **thirty (30) days** within which to furnish to the U.S. Marshal  
28 the required USM-285 forms with relevant information as to each Defendant on each form.

1 Within **twenty (20) days** after receiving from the U.S. Marshal a copy of the USM-285 forms  
2 showing whether service has been accomplished, Plaintiff must file a notice with the Court  
3 identifying which Defendant(s) were served and which were not served, if any. If Plaintiff  
4 wishes to have service again attempted on an unserved Defendant(s), then a motion must be  
5 filed with the Court identifying the unserved Defendant(s) and specifying a more detailed name  
6 and/or address for said Defendant(s), or whether some other manner of service should be  
7 attempted.

8 IT IS FURTHER ORDERED that henceforth, Plaintiff shall serve upon Defendants or,  
9 if appearance has been entered by counsel, upon the attorney(s), a copy of every pleading,  
10 motion or other document submitted for consideration by the Court. Plaintiff shall include with  
11 the original paper submitted for filing a certificate stating the date that a true and correct copy  
12 of the document was mailed to the Defendants or counsel for the Defendants. The Court may  
13 disregard any paper received by a district judge or magistrate judge which has not been filed  
14 with the clerk, and any paper received by a district judge, magistrate judge or the clerk which  
15 fails to include a certificate of service.

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17 DATED: This 23rd day of January 2018.

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20 United States Magistrate Judge  
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